

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JONTE ANDREW WUNNER,
Plaintiff,

v.

SERGEANT C. ZAYAS, SERGEANT M.
SHENE, CORPORAL J. WILCOX, DEPUTY
M. GORR, and DEPUTY SAWALL,
Defendants.
-----X

ORDER

21 CV 1865 (VB)

Copies Mailed/Faxed
Chambers of Vincent L. Briccetti

Plaintiff, who is incarcerated and proceeding pro se and in forma pauperis, moves for appointment of counsel. (Doc. #56).

The motion is DENIED WITHOUT PREJUDICE to renewal.

The Court has considered the type and complexity of this case, the merits of plaintiff's claims, and plaintiff's ability to present the case. The Court, in its discretion, does not find exceptional circumstances in plaintiff's case warranting the appointment of counsel at this time. See 28 U.S.C. § 1915(e)(1); Cooper v. A. Sargenti Co., 877 F.2d 170, 172 (2d Cir. 1989). Accordingly, plaintiff's request is DENIED WITHOUT PREJUDICE for renewal at an appropriate time in the future.

The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. See Coppedge v. United States, 369 U.S. 438, 444-45 (1962).

Chambers will mail a copy of this Order to plaintiff at the address on the docket.

Dated: May 16, 2022
White Plains, NY

SO ORDERED:



Vincent L. Briccetti
United States District Judge